

EASTMAN KODAK COMPANY
HESTER, NEW YORK

CONTRACT NO. EG-400 TASK ORDER NO. VII

(Z-2798)

CONTRACTOR'S ASSIGNMENT OF REFUNDS, REBATES, CREDITS, AND OTHER AMOUNTS

Pursuant to the terms of Contract No. EG-400 Task Order No. VII and in consideration of the reimbursement of costs and payment of fee, as provided in the said contract and any assignment thereunder, the Eastman Kodak Company, Rochester, New York, (hereinafter called the Contractor) does hereby:

1. Assign, transfer, set over and release to the UNITED STATES OF AMERICA (hereinafter called the Government), all right, title and interest to all refunds, rebates, credits, and other amounts (including any interest thereon) in respect of direct costs arising out of the performance of the said contract, together with all the rights of action accrued or which may hereafter accrue thereunder.

2. Agree to take whatever action may be necessary to effect prompt collection of all such refunds, rebates, credits, and other amounts (including any interest thereon) due or which may become due, and to promptly forward to the Contracting Officer a check (made payable to the Treasurer of the United States) for any proceeds so collected. The reasonable cost of any such action to effect collection shall constitute allowable costs when approved by the Contracting Officer as stated in the said contract and may be applied to reduce any amounts otherwise payable to the Government under the terms hereof.

3. Agree to cooperate fully with the Government as to any claim or suit in connection with refunds, rebates, credits, or other amounts due (including any interest thereon); to execute any protest, pleading, application, power of attorney, or other papers in connection therewith; and to permit the Government to represent it at any hearing, trial or other proceeding, arising out of such claim or suit subject to its right to be represented by its own attorneys at its own expense.

IN WITNESS WHEREOF, this assignment has been executed this 27th day of November, 1963.

EASTMAN KODAK COMPANY

By

CERTIFICATE

_____ certify that I am the Assistant Secretary of the corporation named as Contractor in the foregoing assignment; _____ who signed said assignment on behalf of the Contractor was then Assistant Comptroller of said corporation; that said assignment was duly signed for and in behalf of said corporation by authority of its governing body and is within the scope of its corporate powers.

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(CORPORATE SEAL)